IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO. 1167 OF 2007

in

APPEAL (LODGING) NO. 60 OF 2007

IN

NOTICE OF MOTION NO. 3081 OF 2006

IN

SUIT NO. 1624 OF 1995

Bhanusingh Thakur alias
Mazhar Hussain. ... Appellant

Versus

Vijay Balkrishna Karpe & Ors. ... Respondents

Dr. M.Shah Alam Khan for appellant.

Mr. S.I. Memon for Respondents Nos.6 & 7.

CORAM: D.K.DESHMUKH &
J.H.BHATIA,JJ.

DATE : 26th July, 2007.

P.C.

1. Assuming that there is sufficient cause shown for condonation of delay in filing the appeal, we have heard learned Counsel for the appellant on merits of the

appeal. The appeal is filed against the order declining the ad-interim relief.

2. The learned Counsel appearing for the respondent states that the Motion itself is fixed before the learned Single Judge for final hearing. In this situation, therefore, in our opinion, no useful purpose will be served by entertaining the appeal.

The Motion and the Appeal are disposed of.

(D.K.DESHMUKH,J.)

(J.H.BHATIA,J.)